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REPLY TO: NEW YORK

Electronically Filed

March 23, 2006

Clerk, U.S. District Court  
Eastern District of New York  
U.S. Courthouse – 225 Cadman Plaza East  
Brooklyn, New York 11201

Re: AMERICAN EXPRESS FINANCIAL ADVISORS, INC. against  
FRANK P. MARZANO  
Civil Action No: 04-1401 (LDW)

Dear Sir/Madam:

Attached to this letter, please find Exhibit "A" to the Declaration of Elliott R. Good, in connection with motion of plaintiff, American Express Financial Advisors, Inc., to vacate the arbitration award of Arbitrators of the National Association of Securities Dealers, Inc., which was inadvertently omitted from our electronic submission to the Court on March 22, 2006.

By copy of this letter, I am forwarding same to Judge Leonard D. Wexler and Thomas M. Campbell, Esq., via Federal Express Overnight Courier Service.

I apologize for any inconvenience this may have caused the Court.

Very truly yours,

/s/  
MICHAEL J. ZARETSKY

MJZ:lf

Enclosures

cc: Honorable Leonard D. Wexler  
Thomas M. Campbell, Esq.  
(via Federal Express)

**EXHIBIT “A”  
to Declaration of  
Elliott R. Good**

**NASD Dispute Resolution**

www.nasd.com

Northeast Region

One Liberty Plaza • 165 Broadway • 27th Floor

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**VIA FACSIMILE**

January 18, 2006

Michael Zaretsky, Esq.  
Chorpenning, Good & Pandora Co., LPA  
1135 Clifton Avenue  
Clifton, NJ 07013

Subject: NASD Dispute Resolution Arbitration Number 04-02723  
American Express Financial Advisors, Inc. vs. Frank Patrick Marzano

Dear Mr. Zaretsky:

As per your previous communication with Carol Owens of this office, this is to confirm that hearing tapes #1 and #2 for the hearing is blank, we apologize for any inconvenience this may have cause.

Very truly yours,

A handwritten signature in black ink, appearing to read "Vanier Martin". The signature is fluid and cursive, with a long horizontal stroke extending to the right.

Vanier Martin  
Case Administrator  
212-858-4200 Fax: 301-527-4904

VM:CLO:LC53A

rc:06/02

**RECIPIENTS:**

Michael Zaretsky, Esq., Ameriprise Financial Services  
Chorpenning, Good & Pandora Co., LPA, 1135 Clifton Avenue, Clifton, NJ 07013